THE HON'BLE MR JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No.4103 of 2007

Date 23.10.2007

Between:
Koppala Penchalamma.

..... PETITIONER

AND

The Superintendent of Police, Nellore, Nellore District & others.

.....RESPONDENTS

THE HON'BLE MR JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No.4103 of 2007

ORDER:

The present writ petition has been filed complaining inaction on the part of the fourth respondent-Station House Officer, Kaluvai Police Station, Kaluvai, in not investigating Crime No.58 of 2006, which was registered on 07-09-2006. Since the complaint lodged by the petitioner has been registered as long back as on 07-09-2006 and it has not yet culminated in filing a charge sheet, by an order dated 06-09-2007, I directed all the respondents to deposit a sum of Rs.5,000/- each with the Registrar (Judicial) for the sheer laxity of carrying out investigation promptly.

Learned Government Pleader for Home had filed a counter affidavit sworn to by Station House Officer, Kaluvai Police Station duly enclosing the charge sheet filed by him before the competent Criminal Court on 04-06-2007.

It is sought to be explained that the investigation has been undertaken and after careful analysis of the evidence gathered, the charge sheet has been filed. But, however, this fact has not been brought to the notice of this Court on previous occasion and, therefore, the learned Government Pleader suggests that the order passed by this Court on 06-09-2007 deserves to be recalled. Now that the respondents have completed the investigation and filed the charge sheet also into the competent Criminal Court, the cause in the writ petition does not survive any further and, therefore, this writ petition is disposed of duly recalling the orders passed on 06-09-2007. If the writ petitioner has got any subsisting grievances about the faulty investigation, it is open to the petitioner to take up

steps considered appropriate before the competent Criminal Court. No order as to costs.

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23 -10-2007

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